THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.24282 of 2007

Between:

Perneni Krishna Murthy and others.

.. PETITIONERS

and

The District Collector, Krishna and others.

.. RESPONDENTS

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THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.24282 of 2007

ORDER:

It is the case of the petitioners that against the orders passed by the 3rd respondent in proceedings in Rc.Nos.D-641/2007, dated 12-10-2007, in exercise of the powers conferred under Section 4(1) of A.P.Assigned Lands (Prohibition of Transfers) Act, 1977 (for short "the Act"), in resuming the lands admeasuring Ac.2-49 cents, Ac.4-03 cents and Ac.10-75 cents in Sy.Nos.252/2, 268/2, 269/3, 767, 794, 795, 797 and 865 respectively situated at Vaivaka Village, Mudinepally Mandal, Krishna District, on the ground that the transfer of the said lands is in contravention of sub-section (1) and sub-section (2) of Section 3 of the Act, the petitioners filed appeals along with stay applications before the 2nd respondent on 08-11-2007 and the same are pending. It is stated that pending disposal of the appeals, the 3rd respondent is taking steps to dispossess the petitioners from the lands in question.

As the appeals are pending before the 2nd respondent, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 2nd respondent to consider and dispose of the appeals itself.

Accordingly, the writ petition is disposed of directing the 2nd respondent to consider and dispose of the appeals filed against the orders of the 3rd respondent in proceedings in Rc.Nos.D-641/2007, dated 12-10-2007, as expeditiously as possible, in accordance with law. Pending disposal of the appeals, the 3rd respondent is directed not to dispossess the petitioners from the lands in question. There shall be no order as to costs.

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16-11-2007

Prv